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May 18, 2010

AREA CODE 803 TELEPHONE 252-3300 TELECOPIER 256-8062

TRACEY C. GREEN ALAN WILSON SPECIAL COUNSEL

S, C. PUBLIC SERVICE COVINISSION

MAY 2 0 2010

\*ALSO ADMITTED IN TX

The Honorable Jocelyn G. Boyd
Interim Chief Clerk/Administrator **Public Service Commission of South Carolina**101 Executive Center Drive
Columbia, South Carolina 29210

RE: Petition of the Office of Regulatory Staff for Commission to Order a Rule to Show Cause; Docket No.: 2010-146-WS

Dear Ms. Boyd:

Enclosed for filing on behalf of Carolina Water Service, Inc. please find the original and five (5) copies of the Affidavit of Mailing of Karen Sasic.

By copy of this letter, I am serving all parties of record in this proceeding with a copy of same and enclose a certificate of service to that effect. I would appreciate your acknowledging receipt of these documents by date-stamping the extra copy and returning  $\sqrt{t}$  the same to me in the self-addressed stamped envelope enclosed.

If you have any questions, or if you need any additional information, please do not hesitate to contact us.

Sincerely,

WILLOUGHBY & HOEFER, P.A.

John M.S. Hoefer

JMSH/ccm Enclosures

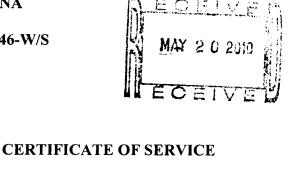
cc: Nanette S. Edwards, Esquire

### **BEFORE**

### THE PUBLIC SERVICE COMMISSION OF

### **SOUTH CAROLINA**

### **DOCKET NO. 2010-146-W/S**



Petition of the Office of Regulatory Staff for Commission to Order a Rule to Show Cause as to Why Carolina Water Service, Inc. should not be found in violation of Commission Regulations and for Issuance of Order to Provide Adequate and Proper Service

IN RE:

This is to certify that I have caused to be served this day one (1) copy of Carolina Water Service, Inc.'s **Affidavit of Mailing of Karen Sasic** by placing same in the care and custody of the United States Postal Service with first class postage attached thereto and addressed as follows:

Nanette S. Edwards, Esquire
Office of Regulatory Staff
Post Office Box 11263
Columbia, South Carolina 29211

Cindy C. Mills

Columbia, South Carolina This 18<sup>th</sup> day of May, 2010.

### **BEFORE**

# THE PUBLIC SERVICE COMMISSION O

### **SOUTH CAROLINA**

**DOCKET NO. 2010-146-WS** 

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AFFIDAVIT OF MAILING

IN RE:	)
	)
Petition of the Office of Regulatory Staff	)
for Commission to Order a Rule to Show	)
Cause as to why Carolina Water Service,	)
Inc. should not be found in Violation	
of Commission Regulations and for	)
Issuance of Order to Provide Adequate	
and Proper Service.	)
	)

Personally appeared before me, Karen Sasic, who after being duly sworn, deposes and states as follows: I am the Manager of Customer Service for Utilities, Inc. I caused to be mailed on the 11<sup>th</sup> day of May 2010, via First Class Mail, to all customers of Carolina Water Service, Inc. at the customer addresses maintained in the Company's billing records, one copy of the attached Revised Notice of Filing and Hearing to be held in the above-captioned matter.

Karen Sasic

SWORN TO AND SUBSCRIBED BEFORE ME

This /2 day of May

, 2010

Notary Public for

My Commission Expires: 5-29-2011

OFFICIAL SEAL
LESLIE A. STONE
NOTARY PUBLIC, STATE OF ILLINOIS
MY COMMISSION EXPIRES 5-29-2011

# PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

### **CLERK'S OFFICE**

## NOTICE OF FILING AND HEARINGS

### **DOCKET NO. 2010-146-WS**

PETITION OF THE OFFICE OF REGULATORY STAFF FOR COMMISSION TO ORDER A RULE TO SHOW CAUSE AS TO WHY CAROLINA WATER SERVICE, INC. SHOULD NOT BE FOUND IN VIOLATION OF COMMISSION REGULATIONS AND FOR ISSUANCE OF ORDER TO PROVIDE ADEQUATE AND PROPER SERVICE

The Office of Regulatory Staff ("ORS") pursuant to 26 S.C. Code Ann. Regs. 103-825 has filed a Petition with the Public Service Commission of South Carolina (the Commission) to show cause why Carolina Water Service, Inc. ("CWS") should not be found to be in violation of Commission regulations and to show cause why CWS should not be required to take necessary corrective action to provide adequate and proper service to its customers pursuant to S.C. Code Ann. §58-5-710 (Supp. 2009).

CWS is a public utility, as defined by S.C. Code Ann. §58-5-10(4) (Supp. 2009), providing water and sewer service to the public for compensation in certain areas of South Carolina pursuant to rates approved by the Commission in Docket No. 2006-92-WS for water and sewer service and is therefore a public utility subject to the jurisdiction of the Commission. The Petition states that CWS has violated Regulation 103-732 by failing to "bill each customer as promptly as possible following the reading of his meter"; CWS has violated Regulation 103-732.2 by failing to comply with the customer bill form; and CWS violated Regulation 103-732.3 by failing to properly apply late payment charges. The Petition also reveals that CWS has violated 26 S.C. Code Ann. Regs. 103-703 by failing to follow the Commission approved rate schedule. Also, CWS allegedly has violated Regulation 103-735 and 735.1 by failing to properly notice customers of termination of service and for improper water service termination. ORS also asserts that CWS has not resolved customer complaints promptly.

The ORS, in part, seeks the following relief from the Commission:

- 1. Require CWS to take those steps that the Commission determines are necessary for the provision of adequate and proper service and establish a reasonable period of time for CWS to complete such steps;
- 2. Require CWS to adjust its customers' bills to conform to Regulation 103-733; and
- 3. Require CWS to cease and desist from terminating service to water customers of CWS where the Company has failed to properly render bills.

A copy of ORS's Petition can be obtained from the Commission at the following address: Public Service Commission of South Carolina, Clerk's Office, P. O. Drawer 11649, Columbia, South Carolina 29211. Additionally, ORS's Petition is available on the Commission's website at <a href="https://www.psc.sc.gov">www.psc.sc.gov</a>.

In order for comments to be received from customers regarding matters related to the ORS petition, a public hearing will be held in the Commission's Hearing Room, Synergy Business Park, 101 Executive Center Dr., Columbia, South Carolina on Wednesday, June 30, 2010, at 6:00 p.m.

In order for testimony and evidence to be received from parties of record, a public hearing will be held in the Commission's Hearing Room, Synergy Business Park, 101 Executive Center Dr., Columbia, South Carolina on Tuesday, July 27, 2010, at 10:30 a.m.

Any person who wishes to participate in this matter, as a party of record with the right of cross-examination should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure, on or before **June 3, 2010**, and indicate the amount of time required for his presentation. Please include an email address for receipt of future Commission correspondence in the Petition to Intervene. *Please refer to Docket No. 2010-146-W/S*.

Any person who wishes to be notified of any changes in the hearing dates, but does not wish to be a party of record, may do so by notifying the Clerk's Office in writing at the address below on or before **June 3, 2010**. *Please refer to Docket No. 2010-146-W/S*.

**PLEASE TAKE NOTICE**: Any customer who wishes to have his or her comments considered as part of the official record of this proceeding MUST present such comments, in person, to the Commission during the hearing.

Persons seeking information about the Commission's Procedures should contact the Commission in Columbia at 803-896-5100.

Public Service Commission of South Carolina Attn: Clerk's Office Post Office Drawer 11649 Columbia, SC 29211

Revised 5/7/10